IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 1ST DECEMBER 2006 / 10TH AGRAHAYANA 1928

Bail Appl..No. 7116 of 2006()

CMP.6399/2006 of J.M.F.C.-I,KASARAGOD
CR. NO.797/06 OF KASARGOD POLICE STATION

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: PETITIONERS/ACCUSED

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1. FAHAB @ PALLU, S/O.B.A.MUHAMMED KUNHI,
   AGED 20 YEARS, ADUKATHBAYAL, THAYAVALAPPU,
   ADUKATHBAYAL VILLAGE.

2. ABDUL JAMSEER, S/O.MUHAMMED,
   AGED 19, ABDUL RAZAK MANZIL,
   ADUKATHBAYAL.

3. MUHAMMED ASIF @ ASHI,
   S/O.HAMID @ PAINTER HAMID, AGED 23,
   JUMA MAZJID ROAD, ADUKATHBAYAL.

4. THAJUDEEN @ THAJU,
   S/O.BASHEER, AGED 25,
   KOTTAVALAPPU, ADUKATHBAYAL,
   (UNDER JUDICIAL CUSTODY).

BY ADV. SRI.M.RAMESH CHANDER

RESPONDENT: STATE

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO.7116 OF 2006

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DATED THIS THE 1ST DAY OF DECEMBER, 2006

O R D E R

In this Petition filed under Sec.439 Cr.P.C. the petitioners who are accused Nos.1, 3 4 and 5 in Cr.No.797/06 of Kasargod Police Station for offences punishable under Sections 143, 147, 148, 324, 427 and 308 read with section 149 I.P.C., seek their enlargement on bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioners and the other circumstances of the case etc., I am inclined to grant bail to the petitioners. Accordingly, the petitioners are directed to be released on bail on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-I, Kasargod and subject to the following conditions:

1. The petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

3. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

dsn